

### **DETAILED ACTION**

1. This action is responsive to the claims filed 10/15/2009.

### ***Response to Amendment***

2. The reply filed on 10/15/2009 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the 35 USC § 112 and 35 USC § 101 have been traversed without a valid argument as to how the claims as amended overcome said rejections. The applicant is requested to make a proper response to the non-final action sent 11/12/2008 by providing valid arguments as to how the amended claims overcome the 35 USC § 112 and 35 USC § 101 rejections as filed 11/12/2008. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

### ***Conclusion***

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory Pollock whose telephone number is 571 270-1465. The examiner can normally be reached on 7:30 AM - 4 PM, Mon-Fri Eastern Time.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chuck Kyle can be reached on 571 272-5233. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

GAP

01/02/2010

/Gregory Pollock/  
Examiner, Art Unit 3695

Gregory A. Pollock

Application/Control Number: 10/711,172  
Art Unit: 3695

Page 4

/Thu Thao Havan/  
Primary Examiner, Art Unit 3695